INVESTIGATIVE SUMMARY

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT

INVESTIGATIVE SUMMARY

INCIDENT:	**On-duty deputy involved hit-shooting, stun bag shotgun deployed, suspect deceased**
IAB FILE NUMBER:	**SH 2425342 / FO 2425350**
URN#:	**017-05737-2176-013**
DATE/TIME:	**April 12, 2017, 0107 hours**
LOCATION:	**[redacted] East 91st Street**
	Los Angeles, California

SYNOPSIS

On Wednesday, April 12, 2017, Internal Affairs Bureau (IAB) investigators Sergeants Luan Dang, [redacted], and Patrick Mannion responded to Los Angeles regarding an on-duty deputy involved hit-shooting incident. IAB investigators discovered Deputies Timothy Gannon and Shane Lattuca (Unit 216F) fatally shot Mr. Zelalem Ewnetu (Suspect Ewnetu) during a vehicle burglary investigation. Deputy Timothy [redacted] (Unit 212H1) arrived on scene after the shooting and fired two stun bag shotgun rounds at Suspect Ewnetu's body under the direction of Sergeant Jason Bowley (Unit 216S). Based on the coroner's autopsy report, two rounds came from Deputy Lattuca's weapon were determined to be fatal.

Prior to IAB investigators arrival, IAB Sergeant Mannion ensured Lieutenant Daniel Holguin took reasonable steps to make sure the involved and witness personnel did not discuss the incident among themselves, or with uninvolved persons prior to being interviewed by the assigned investigators, and that the involved and witness personnel did not collectively consult with their attorney or representative. In addition, IAB Sergeant Mannion checked to see if Lieutenant Holguin attempted to have the involved and witness personnel gather in the company of a supervisor until they provided a statement to the assigned investigators.

Detectives Michael Valento and John Duncan from the Los Angeles County Sheriff's Department Homicide Bureau arrived and assumed control of the homicide investigation. For further information regarding the homicide investigation refer to the Homicide Investigation Book, under URN #017-05737-2176-013 **[EXHIBIT A]**.

On September 20, 2017, the Los Angeles County District Attorney's Office reviewed the facts of this case and determined Deputies Gannon and Lattuca acted lawfully in self-defense when they used deadly force against Suspect Ewnetu **[EXHIBIT B]**.

SUMMARY

On April 12, 2017, [redacted] (Witness [redacted]) called Century Sheriff's Station and reported an unknown male(s) attempted to burglarize a vehicle, which was parked on East 91st Street, in the city of Los Angeles, Tag #12 **[Miscellaneous Documents]**. The call was assigned to Deputies Timothy Gannon and Shane Lattuca. Deputy Gannon was the driver, and Deputy Lattuca was the passenger. As Deputies Gannon and Lattuca arrived at the location, they noticed a white Honda with its trunk partially opened and parked along the south curb line of East 91st Street, just east of a north/south alley (the alley) facing east.

As they drove toward the white Honda, Deputies Gannon and Lattuca did not see anyone around. They looked down the alley to their right and saw another vehicle (the Kia) with its brake lights engaged. Deputy Gannon drove the patrol vehicle south into the alley and stopped in an offset position behind the Kia. Deputy Lattuca exited the patrol vehicle first and approached the Kia on its passenger's side. Deputy Lattuca held his activated flashlight in his left hand and his firearm in his right hand. Deputy Lattuca shined his flashlight at the Kia's windows. He could not see inside the Kia, because it had dark tint on all windows. There were no other external light sources in the alley. He noticed the Kia's engine was running, as evidenced by exhaust smoke rising from its tailpipe.

When Deputy Lattuca reached the Kia's front passenger door, he smelled a strong odor of marijuana and saw smoke escape through a five to six inch gap between the front passenger's window and the door frame. Deputy Lattuca spoke with a male driver (Suspect Ewnetu) and asked him to roll his window down further. Suspect Ewnetu challenged the vehicle detention and argued with Deputy Lattuca. While talking with Suspect Ewnetu, Deputy Lattuca saw Deputy Gannon's flashlight shining at the driver's window of the Kia.

During his approach to the Kia along its driver's side, Deputy Gannon noticed the car windows were closed and tinted. Deputy Gannon walked closer to the driver's door and smelled an odor of marijuana. Deputy Gannon shined his flashlight at the Kia's windows, but he could not see through them. Deputy Gannon tapped the driver's window with his flashlight. Suspect Ewnetu rolled the driver's window down approximately two inches. Deputy Gannon immediately saw a plume of smoke escape, and smelled a stronger odor of marijuana. Deputy Gannon informed Suspect Ewnetu about the reasons for the traffic stop (i.e., blocking the alley and smoking marijuana in a vehicle on public roadway).

Suspect Ewnetu remained agitated and began to argue with Deputy Gannon, claiming he could smoke marijuana anywhere he wanted.

> **IAB Note:** The autopsy report shows Suspect Ewnetu's blood contained 12 ng/mL of Tetrahydrocannabinol (THC). According to the District Attorney's Office report, some states prohibit people from driving with a THC level of 5 ng/mL (foot note on page 10). The District Attorney's report also cited a known fact printed in the U.S. Department of Transportation, National Highway Transportation Safety Administration's report that states in part, "Stronger doses [of THC] intensify reactions, and may cause fluctuating emotions . . . image distortion, and psychosis."

As Suspect Ewnetu's attention was diverted to Deputy Gannon, Deputy Lattuca holstered his firearm, reached into the front passenger's window with his right hand, and unlocked the passenger front door. Simultaneously, Deputy Lattuca pulled the outside door latch with his left hand to open it. While Deputy Lattuca was unlocking the front passenger's door, Suspect Ewnetu realized what was happening. He used the electronic controlled powered window switch on his driver's door and rolled up the front passenger's window, trapping Deputy Lattuca's right arm by the elbow. Deputy Lattuca forcibly twisted and successfully pulled his right arm out.

> **IAB Note:** The front passenger's window was completely closed when it was photographed by the crime analyst.

During this time, Deputy Gannon continuously asked Suspect Ewnetu to roll down the driver's window further. Suspect Ewnetu complied. He also unlocked the driver's door as instructed. Deputy Gannon opened the driver's door, but he could not remember if he opened the door using the outside or inside door handle. Deputy Gannon attempted to gain Suspect Ewnetu's compliance, asking him to step out of the Kia.

Deputy Lattuca stood next to the open front passenger's door as Deputy Gannon tried to convince Suspect Ewnetu to step out of the Kia. Deputy Lattuca saw Suspect Ewnetu reach several times for the gear shift. Fearing Suspect Ewnetu was going to drive off and cause injury to himself (Lattuca) or his partner, Deputy Lattuca reached inside the Kia, turned the engine off, removed the key from the ignition, and placed it on the roof of the Kia. After Deputy Lattuca removed the car key, Suspect Ewnetu refused to step out of the Kia and continued to argue with them.

Deputy Gannon decided to reach into the Kia and held Suspect Ewnetu's left forearm with his (Deputy Gannon's) left hand. Suspect Ewnetu pulled his left arm away and turned his body from Deputy Gannon. In a fluid motion, Suspect Ewnetu reached into the backseat area, by moving his arms above the center console and between the front seats. Deputies Gannon and Lattuca ordered

Suspect Ewnetu to show his hands, but Suspect Ewnetu refused. Within seconds, Suspect Ewnetu turned his body to the front holding a gun in his right hand. Deputy Lattuca saw the gun first. He alerted Deputy Gannon by yelling, "Gun! Gun! Gun!"

Deputy Gannon retreated to the rear of the Kia simultaneously as Deputy Lattuca saw Suspect Ewnetu pull on the slide of the gun back with his left hand. Deputy Lattuca believed Suspect Ewnetu was loading a round into the gun's chamber. Deputy Lattuca fired four to five rounds at Suspect Ewnetu, knowing Deputy Gannon was not in his line of fire. Deputy Lattuca could not recall when he initially fired his weapon and stated, "I was in the door for a moment. I can't say if I was moving at this exact moment, it happened so fast" (*refer to* ***Deputy Lattuca's IAB transcript, page 38***). Four of Deputy Lattuca's rounds penetrated the rear passenger's window. After firing the rounds, Deputy Lattuca requested emergent radio traffic clearance via his radio.

Suspect Ewnetu exited his vehicle and stood between the apex of the open driver's door and the door frame. He was holding his gun at shoulder level in an aiming position. Deputy Lattuca could only see Suspect Ewnetu's head and the gun in his left hand since Deputy Lattuca's view was blocked by the Kia. Fearing Suspect Ewnetu was going to shoot at them, Deputy Lattuca shot again through the back window of the Kia. His aim was at Suspect Ewnetu's body mass, because he did not want to miss the intended target and accidently shoot at an apartment behind them.

IAB Note: Deputy Lattuca discharged eleven rounds in two volleys.

While retreating toward the patrol vehicle along the driver's side of the Kia, Deputy Gannon saw the muzzle of the gun emerging from the driver's door. In fear for his life, he fired two rounds from his gun, through the back window of the Kia. His aim was at Suspect Ewnetu's body mass, knowing Deputy Lattuca was retreating toward the patrol vehicle on the passenger's side and not in his line of fire.

After Deputies Gannon and Lattuca shot at Suspect Ewnetu, Suspect Ewnetu fell to the ground, lying on his stomach, with his hands tucked under his body by the waistband area. Suspect Ewnetu's face was looking away from the deputies' positions. After his second volley of gunfire, Deputy Lattuca advised via his handheld radio that they were involved in a shooting.

Deputies Gannon and Lattuca gave Suspect Ewnetu several commands to put his hands behind his back. Suspect Ewnetu was unresponsive, but his body and arm(s) appeared to be moving. The deputies saw Suspect Ewnetu's gun next to his body. Both deputies did not know Suspect Ewnetu's condition, nor did they know if Suspect Ewnetu was still armed with another weapon in the waistband area. They decided to remove Suspect Ewnetu's gun from within his arm reach.

Deputy Lattuca aimed his gun at Suspect Ewnetu's body while Deputy Gannon approached the gun on the ground. Deputy Gannon kicked the gun with his foot, and it slid across the pavement toward the patrol vehicle. They safely retreated and stood behind the respective side of the patrol vehicle, using the car doors for cover. They held Suspect Ewnetu at gunpoint until assisting units and Sergeant Jason Bowley arrived.

Since they could not gain Suspect Ewnetu's compliance by verbal commands, Sergeant Bowley tried to elicit a response from Suspect Ewnetu by instructing Deputy [redacted] to fire two stun bag rounds at Suspect Ewnetu's lower extremities. Once they determined Suspect Ewnetu was still unresponsive, Sergeant Bowley led a team of deputies to clear the Kia, using a shield for cover. Afterward, Sergeant Bowley led another team of deputies to contact Suspect Ewnetu and took control of his hands. They learned Suspect Ewnetu was incapacitated from the gunfire, and he had no pulse. The deputies performed chest compressions until paramedics arrived. Suspect Ewnetu was pronounced dead at 0132 hours. The involved deputy personnel were transported to Century Sheriff's Station, pending their interview with the assigned Homicide investigators.

Radio traffic – Dispatch 4

Actual Time	Audio Time	Descriptions
01:14	00:13	216F says, "10-33 give me the patch."
	00:17	SCC replies, "10-33 go. You are on the patch."
	00:20	SCC replies, "Go, you are on the patch."
	00:24	SCC replies, "216F, you are on the patch. Go."
	00:27	216F advises, "216F - 998."
	00:29	SCC replies, "216F is advising of a 998, is it deputy or the suspect?"
	00:35	216F advises SCC of the location, the suspect is down and still moving
	01:05	216S advises he is responding.
	01:23	216H acknowledges.

	01:30	Air Unit 24 advises five minute estimated time of arrival.
	03:36	212S advises of his response to the "Y.A.L." for command post.
	03:41	A containment is established.
01:20	05:35	216S advises stun bag deployment.
01:21	06:10	An unknown unit advises SCC the suspect's vehicle is cleared.
01:22	06:48	216S approaches the suspect.
01:23	07:20	A deputy requests for the paramedic.
	08:19	A deputy requests tactical frequency.

IAB Note: All radio traffic is included under **EXHIBIT D**.

Videos

Homicide investigators obtained five short video segments from Witness [redacted] cellular phone **[EXHIBIT C]**. Witness [redacted] recorded the incident from a short distance away, after he heard the gunshots and ran outside his apartment to locate the source of the gun fire. Three of Witness [redacted] videos were not clear, and the other two videos showed the front of Suspect Ewnetu's vehicle. Homicide investigators also obtained eight video segments from Witness [redacted] home surveillance cameras. The following timeline depicts the events captured by Witness [redacted] camera. There was no audio recorded from this surveillance footage.

Camera 1 - Part 1

Actual Time	**Video Time**	**Descriptions**
00:48:44	03:41	A vehicle appears. A male exits the front passenger seat and walks west on East 91st Street toward Compton Avenue and out of view.
00:51:39	06:39	The same male returns to the vehicle, appears to be talking to someone on the north side of East 91st Street. He gets in the driver's seat and drives off, going eastbound on East 91st Street, away from Compton Avenue.

Camera 1 - Part 2

Actual Time	Video Time	Descriptions
01:08:01	02:32	A white vehicle travels westbound on East 91st Street toward Compton Avenue.

Camera 2 - Part 1

Actual Time	Video Time	Descriptions
00:48:38	03:36	The same vehicle, as seen in Camera 1 - Part 1, appears and parks in the middle of East 91st Street, facing east.
00:49:15	04:14	The same male seen in Camera 1 – Part 1 walks toward a white Honda, which was parked on the south side of East 91st Street, facing east. He opens the driver's door of the white Honda, looks inside, and walks to the trunk area. He opens the trunk, looks inside and walks to the hood, where he attempts to prop it open.
00:51:31	06:29	A light source illuminates the above male as he stands by the white Honda. He walks away from the white Honda, going eastbound on East 91st and out of view.
00:52:06	07:04	Witness [redacted] is seen at the bottom of the screen holding a flashlight. He appears to be speaking with someone.
00:53:17	08:16	Witness [redacted] opens a gate, walks toward the white Honda, and appears to be talking on a cellular phone.

Camera 2 - Part 2

Actual Time	Video Time	Descriptions
01:12:23	05:38	A black vehicle travels eastbound on East 91st Street, turns right into the alley, and continues southbound.
01:12:53	06:09	A patrol vehicle travels eastbound on East 91st Street, momentarily stops behind the white

		Honda. The passenger's side spot light sweeps down the alley. The patrol vehicle backs up, turns right, and travels southbound into the alley.
01:14:09	07:24	Flashing lights appear in the alley - no vehicles are seen in camera's view.
01:14:32	07:47	A beam of light quickly directs at the west fence in the alley
01:15:15	08:29	Multicolored flashing lights are seen in the alley.
01:17:18	10:33	First assisting patrol unit arrives with emergency lights activated. It stops at the opening of the alley from East 91st Street. Two deputies run south and out of view.
01:17:31	10:46	Second patrol unit arrives with emergency lights activated and parks at the entrance of the alley. Two deputies run south into the alley and out of view.
01:18:19	11:34	Third patrol unit arrives and stops on East 91st Street, facing west in the eastbound lane. Two deputies run south into the alley and out of view.
01:18:28	11:42	A bright light source is moving about the area from the above, possibly coming from an aero unit.
01:18:38	11:54	Two deputies emerge from the right side of the screen and run into the alley from East 91st Street.
01:18:51	12:05	One deputy walks south into the alley, and another deputy runs north to go westbound on East 91st Street and out of view.
01:19:32	12:49	Two deputies run south into the alley and out of view.
01:19:56	13:10	One deputy walks south into the alley and out of view.

Camera 3 - Part 1

Actual Time	Video Time	Descriptions
00:51:44	06:43	Witness [redacted] holds an activated flashlight and appears to be talking on the phone.
00:52:56	07:54	Witness [redacted] reappears in camera view, walks out of a gate, and out of camera's view.
00:58:17	13:15	Witness [redacted] appears in the middle of East 91st Street and talks on the phone.

Camera 3 - Part 2

Actual Time	Video Time	Descriptions
01:12:21	05:36	A black hatchback vehicle travels eastbound on East 91st Street from Compton Avenue. It turns right and travels southbound into the alley.
01:12:43	05:58	A patrol vehicle is traveling eastbound on East 91st Street from Compton Avenue. This patrol vehicle backs up and travels southbound into the alley from East 91st Street.
01:17:16	10:30	A patrol unit travels southbound in an alley north of East 91st Street with its emergency lights activated. It crosses East 91st Street and continues south into the alley south of East 91st Street.
01:17:29	10:43	A second patrol unit travels eastbound, with its emergency lights activated, on East 91st Street and stops at the alley.
01:18:27	11:42	A third patrol unit, with its emergency lights activated, arrives on scene and parks in the middle of East 91st Street, west of the alley facing east.
01:18:31	11:45	A fourth patrol unit (SUV), with its emergency lights activated, arrives on scene and parks on East 91st Street, west of the alley facing east.

01:18:32	11:46	A fifth patrol unit is seen driving northbound on Compton Avenue, and out of view with its emergency lights activated.
01:19:06	12:21	A sixth patrol unit arrives on scene and parks at the intersection of East 91st Street and Compton Avenue.
01:19:13	12:28	A seventh patrol unit arrives on scene and parks on East 91st Street, west of the alley facing east. The third patrol unit backs out of East 91st Street toward Compton Avenue, travels southbound on Compton Avenue, and out of view.

Camera 4 - Part 1

No significant events recorded.

Camera 4 - Part 2

Actual Time	Video Time	Descriptions
01:12:20	05:35	A black vehicle travels eastbound on East 91st Street from Compton Avenue and turns right into the alley, traveling south.
01:12:48	06:03	A patrol vehicle travels eastbound on East 91st Street from Compton Avenue. This vehicle backs up and turns right into the alley, traveling south.
01:17:15	10:29	A patrol unit travels southbound through an alley north of East 91st Street with its emergency lights activated. It crosses East 91st Street and continues south into the alley south of East 91st Street.
01:17:30	10:44	A second patrol unit travels eastbound, with its emergency lights activated, on East 91st Street. It stops at the alley.
01:18:29	11:44	A third patrol unit, with its emergency lights activated, arrives on scene.

INVOLVED EMPLOYEE INTERVIEWS:

Deputy Timothy Gannon:

On April 12, 2017, Homicide Detectives John Duncan and Michael Valento interviewed Deputy Gannon at Century Sheriff's Station. Representing Deputy Gannon during the interview was Attorney Mitchell Kander from the law firm of Green and Shinee. The interview was recorded and transcribed **[EXHIBIT A, pages 46-83]**.

On April 19, 2018, IAB Sergeants Luan Dang and Connie Delgado interviewed Deputy Gannon at the Internal Affairs Bureau. Representing Deputy Gannon during the interview was Attorney Mitchell Kander from the Law Offices of Charles Goldwasser. On May 7, 2018, IAB Sergeant Dang conducted a second interview with Deputy Gannon at the Internal Affairs Bureau. Representing Deputy Gannon during the interview was Attorney Mitchell Kander from the Law Offices of Charles Goldwasser. The interviews were recorded and transcribed. For complete statements made, more information, and precise wording, see attached verbatim interview transcriptions. The following narrative is a summary of all interviews:

On April 12, 2017, Deputy Gannon worked a two-person unit as 216F, on the Early Morning shift with Deputy Shane Lattuca. Deputy Gannon was the driver, and Deputy Lattuca was the passenger. While on routine patrol, Deputies Gannon and Lattuca received a possible vehicle burglary call, Tag #12 **[Miscellaneous Documents]**, at [redacted] East 91st Street, in the city of Los Angeles. The call indicated unknown males opened the trunk of a "03 Honda [redacted]" which was parked on the street. Deputies Gannon and Lattuca acknowledged the call and responded to the location.

When they arrived on scene, Deputy Gannon saw a white Honda parked along the south curb line of East 91st Street. It was facing east, east of the alley, with its trunk partially open. Deputy Gannon positioned his patrol vehicle approximately one car length behind the white Honda to check it, but his attention was diverted to a vehicle (Kia) to his right. The Kia was stopped in the alley directly south of him, with its brake lights activated. The alley was completely dark as there was no light sources present. Deputy Gannon did not see anyone in the white Honda, so he drove south into the alley toward the Kia. He believed the occupant(s) of the Kia might have knowledge about the vehicle burglary or been involved in the vehicle burglary.

IAB Note: During his first IAB interview, Deputy Gannon indicated he and his partner got out of the patrol vehicle to check on the white Honda (*refer to **Deputy Gannon's first IAB transcript, page 14***). The aforementioned fact was also documented in Deputy Darensbourg's supplementary report **[EXHIBIT A, page 21]**. However, the surveillance footage from Witness [redacted] home showed Deputies Gannon and Lattuca did not exit the patrol vehicle. During a follow up interview, Deputy Gannon explained his memory was drawn from subsequent events that occurred by the Kia and how he would normally clear suspicious vehicles.

Deputy Gannon positioned the patrol vehicle in an offset position, wherein the center of the patrol vehicle's front bumper lined up with the left (driver's) side of the Kia. He used his vehicle's spot light to illuminate the Kia. Once Deputy Gannon positioned the patrol vehicle behind the Kia, Deputy Lattuca exited and approached the Kia first along its passenger's side. As Deputy Lattuca made his approach, Deputy Gannon removed his weapon from his holster and approached the Kia on its driver's side. Deputy Gannon held his weapon in his right hand and his flashlight in his left hand.

As Deputy Gannon approached the Kia, he noticed its windows had dark tint and the engine was running. Deputy Gannon could not see the interior of the Kia, but he could smell a strong odor of burnt marijuana, emanating from it. He noticed Deputy Lattuca was already talking to Suspect Ewnetu on the passenger's side of the Kia. Deputy Gannon utilized his flashlight and tapped on the driver's window several times. Suspect Ewnetu rolled down the driver's window approximately two inches. Deputy Gannon saw a plume of smoke escaping from the interior of the Kia, at which time the odor of marijuana became stronger.

Deputy Gannon saw Suspect Ewnetu's shoulders and head, but could not see his hands. Suspect Ewnetu immediately yelled profanities at Deputy Gannon. Suspect Ewnetu said he could smoke marijuana wherever he wanted, as he continued to move his hands erratically. Deputy Gannon told Suspect Ewnetu it was illegal to smoke marijuana while operating a vehicle and his vehicle was blocking the alley. Deputy Gannon instructed Suspect Ewnetu to roll his window down further. Suspect Ewnetu rolled his window down another four inches. Now, Deputy Gannon could see Suspect Ewnetu's hand movements. He described the hands' movement as "unnatural" (*refer to **Deputy Gannon's first IAB transcript, page 30***).

IAB Note: Deputy Gannon demonstrated Suspect Ewnetu's "unnatural" hand movements, by moving his hands in random patterns.

Deputy Gannon peeked inside the Kia and believed nobody else was inside the car. Deputy Gannon holstered his weapon and placed his flashlight in his back pocket. Deputy Gannon asked Suspect Ewnetu to step out of his car, but

Suspect Ewnetu objected and said, "Man! Fuck that . . . Why y'all doing that?" **[EXHIBIT A, page 73]**.

After Deputy Gannon opened the driver's door of the Kia, he held Suspect Ewnetu's left forearm with his left hand to guide Suspect Ewnetu out of the car. Suspect Ewnetu immediately pulled his left forearm away. Deputy Gannon recalled Suspect Ewnetu's left forearm was "slippery," as he did not have full control of Suspect Ewnetu's forearm (*refer to* ***Deputy Gannon's first IAB transcript, page 35***).

Suspect Ewnetu quickly turned his torso to the right, exposing his back toward Deputy Gannon. Suspect Ewnetu immediately became quiet, and reached toward the backseat area with both hands as if he was retrieving something from the passenger compartment. Deputy Gannon could not see Suspect Ewnetu's hands, because his view was obstructed by Suspect Ewnetu's back, the headrest of the driver's seat, and the tinted rear window. Deputy Gannon told Suspect Ewnetu several times to place his hands on the steering wheel. Suspect Ewnetu did not comply.

Within seconds, Deputy Gannon heard Deputy Lattuca yell, "Gun!" In fear for his life, Deputy Gannon retreated toward the rear of the Kia. As he reached the Kia's rear bumper, Deputy Gannon saw the muzzle of a gun, coming over the top of the steering wheel. Deputy Gannon removed his weapon from his holster, and heard rounds being fired. At first, Deputy Gannon did not know who fired the rounds. He said if Deputy Lattuca was firing his gun, he was not in Deputy Lattuca's line of fire.

As Deputy Gannon stepped between the Kia and the patrol vehicle, he saw Suspect Ewnetu's body and the muzzle of the gun emerging from the open driver's door. In fear for his life and his partner's life, Deputy Gannon fired two or three rounds, at the Kia's rear window. At the time Deputy Gannon discharged his weapon, he saw Deputy Lattuca standing to his right.

After Deputy Gannon fired his weapon, he saw Suspect Ewnetu exit the Kia and fall on the ground, lying on his stomach. Suspect Ewnetu's hands were tucked under his body, and the black handgun was dropped on the ground, approximately one or two feet north of his body. Suspect Ewnetu's head was pointing south. Deputy Gannon ordered Suspect Ewnetu to put his hands behind his back, but Suspect Ewnetu did not respond. Deputy Gannon walked toward Suspect Ewnetu's body and kicked the gun away from Suspect Ewnetu's reach. The gun slid across the pavement and stopped between the patrol vehicle and the Kia. Deputy Gannon retreated and stood behind the driver's door of the patrol vehicle.

While Deputy Gannon gave several commands for Suspect Ewnetu to put his hands behind his back, he heard Deputy Lattuca announce on the radio that they

were in a shooting. Within minutes, assisting units arrived at the location along with Sergeant Bowley.

Deputy Gannon continued to hold Suspect Ewnetu at gunpoint while Sergeant Bowley and other deputies formulated a tactical plan to arrest and safely provide aid to Suspect Ewnetu. Sergeant Bowley did not want Deputy Gannon to be a part of the arrest team. Deputy Gannon stood by the driver's door of the patrol vehicle until he was relieved by the responding deputies. He moved behind the patrol vehicle, where he heard two stun bag rounds fire. He later learned Deputy [redacted] was directed by Sergeant Bowley to fire two stun bag rounds at Suspect Ewnetu's lower legs. He recalled the deputies used a shield to clear the Kia. Deputy Gannon was sequestered from the scene. He did not see the arrest team clear the vehicle, nor did he see the contact team render medical aid to Suspect Ewnetu. Deputy Gannon was transported to Century Sheriff's Station by Deputy Miguel Ruiz.

Deputy Shane Lattuca:

On April 12, 2017, Homicide Detectives John Duncan and Michael Valento interviewed Deputy Lattuca at Century Sheriff's Station. Representing Deputy Lattuca during the interview was Attorney Mitchell Kander from the law firm of Green and Shinee. The interview was recorded and transcribed **[EXHIBIT A, pages 84-130]**. On May 7, 2018, IAB Sergeants Luan Dang and Maricella Castillo interviewed Deputy Lattuca at the Internal Affairs Bureau. Attorney Mitchell Kander from the Law Offices of Charles Goldwasser represented Deputy Lattuca during the interview. The interview was recorded and transcribed. For complete statements made, more information, and precise wording, see attached verbatim interview transcriptions. The following is a summary of both interviews:

On April 12, 2017, Deputy Lattuca worked a two-person unit as 216F, on the Early Morning shift with Deputy Gannon. Deputy Gannon was the driver, and Deputy Lattuca was the passenger. Deputy Lattuca was in his fifth or sixth month of training. During their shift, they received a call at [redacted] East 91st Street, in the city of Los Angeles, Tag #12 **[Miscellaneous Documents]**. The call indicated unknown males attempted to open the trunk of a white Honda, which was parked on the street.

Deputy Lattuca remembered they arrived within three to five minutes of receiving the call. Upon arrival, Deputy Lattuca saw the white Honda and noticed its trunk was partially open. The white Honda was parked along the south curb line of East 91st Street, facing east, just east of the alley. He did not see anyone inside the white Honda. Neither he nor his partner got out of the patrol vehicle to look, but they perceived the white Honda to be empty. Deputy Lattuca noticed the Honda's license plate number did not match with the license plate number given in the call.

IAB Note: Tag #12 provided a vehicle plate number [redacted]" The actual license plate of the white Honda was [redacted] The deputies did not conduct a computer check on the white Honda's license plate number **[EXHITBIT A, pages 11&12]**.

Deputies Lattuca and Gannon looked around and noticed a Kia stopping, just south of their position, in the alley. Deputy Lattuca said the Kia's brake lights were activated and served as the back light necessary for seeing exhaust fume or vapor rising from its tail pipe. Deputies Lattuca and Gannon decided to contact the occupant(s) of the Kia. Deputy Gannon drove south into the alley and placed the patrol vehicle in an offset position, approximately five feet behind the Kia.

As a passenger, Deputy Lattuca exited the patrol vehicle while it was coming to a stop. He approached the Kia on the passenger's side with his activated flashlight in his left hand and his firearm in his right hand. Deputy Lattuca shined his flashlight at the Kia and noticed all windows were tinted. He initially could not see the interior of the Kia. Except for a reddish hue coming from center console, there were no other internal or external light sources available to illuminate the interior of the Kia. Deputy Lattuca looked through the small opening of the front passenger's window, which was rolled down approximately five to six inches (*refer to* ***Deputy Lattuca's IAB transcript, page 14***). Deputy Lattuca smelled a strong odor of burnt marijuana. Deputy Lattuca saw the lone driver (Suspect Ewnetu), holding a cigarette and a cellular phone in his hands. It appeared Suspect Ewnetu was scrolling through his phone.

Deputy Lattuca instructed Suspect Ewnetu to roll down the window. Suspect Ewnetu became agitated and questioned Deputy Lattuca about the reason for the traffic stop. Deputy Lattuca calmly spoke with Suspect Ewnetu, telling him to roll down the front passenger's window and to keep his hands on the steering wheel. Suspect Ewnetu cursed at Deputy Lattuca, saying, "Fuck you! I'm not putting my hands anywhere" (*refer to* ***Deputy Gannon's IAB transcript, page 25***). Suspect Ewnetu put down his cellular phone and moved his hands toward the gear shifter. At this time, Deputy Lattuca saw Deputy Gannon contact Suspect Ewnetu on the driver's side of the Kia. While Suspect Ewnetu's attention was diverted to Deputy Gannon, Deputy Lattuca holstered his weapon. He reached through the opening of the front passenger's window with his right arm to unlock the front passenger's door. While his right arm was still inside the car, Suspect Ewnetu rolled up the window, using the control switch on the driver's door. Suspect Ewnetu temporarily trapped Deputy Lattuca's right arm by the elbow. Deputy Lattuca felt pain, so he pulled his right arm out from the closing front passenger's window.

After Deputy Lattuca unlocked the door, he opened it by pulling the door handle on the outside with his left hand. Deputy Lattuca heard Deputy Gannon explain to Suspect Ewnetu about the reasons for the traffic stop. Suspect Ewnetu still

argued with Deputy Gannon and moved his hands toward the gear shifter. Fearing Suspect Ewnetu might drive off or use the vehicle to cause injury to himself (Deputy Lattuca) and/or his partner, Deputy Lattuca reached inside the Kia, turned off the engine, and removed the ignition key. Deputy Lattuca put the car keys on the roof of the Kia.

While standing between the apex of the front passenger's door and the door frame, Deputy Lattuca heard Deputy Gannon instruct Suspect Ewnetu to step out of his vehicle. Suspect Ewnetu refused. In a fluid motion, Suspect Ewnetu turned his body to the right, reached both hands between the front seats toward the rear passenger compartment. Deputy Lattuca noticed Suspect Ewnetu's left shoulder almost touched the front passenger seat. Deputy Lattuca could not see Suspect Ewnetu's hands. Fearing Suspect Ewnetu was reaching for a weapon, Deputy Lattuca removed his firearm from his holster and ordered Suspect Ewnetu to show his hands. Seconds later, Suspect Ewnetu turned his body to face the front of the Kia. Deputy Lattuca saw a black semiautomatic handgun in Suspect Ewnetu's right hand as it moved past the front seats. Suspect Ewnetu's handgun pointed directly at Deputy Lattuca's face at one point during its path of travel toward the front of the vehicle.

Deputy Lattuca yelled, "Gun, Gun, Gun!" to alert Deputy Gannon of the imminent danger. Deputy Lattuca saw Deputy Gannon retreat toward the patrol vehicle. Deputy Lattuca also saw Suspect Ewnetu use his left hand to pull the slide of the gun back to load a round into its chamber. Fearing Suspect Ewnetu was going to shoot him and his partner and having a clear backdrop, Deputy Lattuca fired four or five rounds at Suspect Ewnetu's upper torso and right arm area. Deputy Lattuca explained the sequence of events occurred rapidly.

After he fired several rounds, Deputy Lattuca saw Suspect Ewnetu flinch, turn his body to the left, and lean forward. Deputy Lattuca believed the discharged bullets might have hit Suspect Ewnetu, but he was unsure if they did. He believed Suspect Ewnetu's body movements were indicative of a person trying to get out of the car. Deputy Lattuca retreated to the patrol vehicle for cover and to check on his partner's well-being. When Deputy Lattuca reached the area between the Kia and the patrol vehicle, he briefly spoke with Deputy Gannon and learned Deputy Gannon was uninjured. Deputy Lattuca used his radio to request emergent radio traffic clearance.

At this time, he saw Suspect Ewnetu exit the Kia. He could only see Suspect Ewnetu's head and left hand from where he was standing, because his view was obstructed by the Kia. It appeared Suspect Ewnetu was holding the gun in his left hand. The gun was at chest level, aiming toward Deputy Gannon. Deputy Lattuca fired four or five additional rounds, through the Kia's rear window, aiming at Suspect Ewnetu's center mass. Deputy Lattuca intentionally aimed his weapon downward and shot through the Kia to ensure his backdrop was the ground. He did not want to shoot over the Kia at Suspect Ewnetu's head in fear

that his bullets would accidently hit an apartment complex behind Suspect Ewnetu. Deputy Lattuca heard two or three more gunshots, either immediately before, or during the second volley of his gun fire. He believed Deputy Gannon fired those rounds, but Deputy Lattuca did not see Deputy Gannon shoot at Suspect Ewnetu. Deputy Lattuca's focus was on the threat in front of him. During his initial request for emergent radio traffic clearance, Deputy Lattuca did not have time to relay that they were involved in a shooting. He recalled advising the dispatcher of their shooting after the second volley of fire.

> **IAB Note**: There is a twelve-second delay from the time Deputy Lattuca requested emergent radio traffic clearance (using radio code 10-33) to the time he advised they were in a shooting (using radio code 998).

Deputy Lattuca saw Suspect Ewnetu fall to the ground next to the driver's door of the Kia. He was lying on his stomach, with his face turning away from them. Suspect Ewnetu's hands were tucked under his body by the waistband. Suspect Ewnetu's gun was on the ground, and it was within Suspect Ewnetu's arm reach. Deputy Lattuca noticed Suspect Ewnetu's left arm was moving. Suspect Ewnetu did not comply with their orders to place his hands to his side. Since the gun was still a threat to them, Deputies Gannon and Lattuca decided to move it away from Suspect Ewnetu. Deputy Lattuca moved from the passenger's side to the driver's side of the patrol vehicle to provide cover for Deputy Gannon.

Deputy Lattuca aimed his weapon at Suspect Ewnetu's body, while Deputy Gannon walked up and kicked the gun back toward the patrol vehicle. The gun slid out of Deputy Lattuca's view. Deputies Lattuca and Gannon tactically retreated, stood behind their respective doors of the patrol vehicle, and waited for assisting units. When additional deputies arrived along with Sergeant Bowley, they used a ballistic shield to approach and clear the Kia on the passenger's side first. Afterward, a contact team was formed. Deputy Lattuca saw Sergeant Bowley direct Deputy [redacted] to shoot Suspect Ewnetu twice with a stun bag shotgun. Deputy Lattuca was escorted away from the scene when the contact team provided medical aid for Suspect Ewnetu.

Deputy [redacted]:

On April 12, 2017, Homicide Detective Philip Guzman interviewed Deputy Hauser at Century Sheriff's Station. IAB Sergeant Luan Dang was present during the interview. On April 19, 2018, IAB Sergeants Luan Dang and Connie Delgado interviewed Deputy [redacted] at the Internal Affairs Bureau. Representing Deputy [redacted] during the interview was Attorney Mitchell Kander from the Law Offices of Charles Goldwasser. The interviews were recorded and transcribed. For complete statements made, more information, and precise wording, see attached verbatim interview transcriptions. The following is a summary of both interviews:

On April 12, 2017, Deputy [redacted] worked the PM shift as unit 212H1. Deputy [redacted] heard emergent radio traffic regarding a deputy-involved shooting incident. Deputy [redacted] could not recall if other deputies were already there or arriving on scene simultaneously with him. He walked into the alley, where he saw Deputies Gannon and Lattuca standing behind the doors of the patrol vehicle with their guns pointing south. He saw a black vehicle (Kia) about ten yards in front of the patrol vehicle. Deputy [redacted] saw a male (Suspect Ewnetu) lying on the ground just outside the open driver's door of the Kia. Suspect Ewnetu's hands were under his body, and his head was pointing to the east.

Shortly thereafter, Sergeant Bowley arrived on scene. He devised a plan to use a stun bag shotgun and instructed Deputy [redacted] to get it. Deputy [redacted] retrieved a stun bag shotgun from the trunk of Deputy Gannon's patrol vehicle. He inspected the shotgun to make sure stun bags rounds were loaded in the weapon. He returned to the driver's side of the patrol vehicle, awaiting for instruction. Deputy [redacted] heard verbal commands being given to Suspect Ewnetu to show his hands, but Suspect Ewnetu did not move. Deputy [redacted] fired one stun bag round at Suspect Ewnetu under the direction of Sergeant Bowley. Before doing so, he warned deputy personnel that he was going to shoot the stun bag shotgun. He believed the first round struck Suspect Ewnetu in the lower part of one of his legs, but Suspect Ewnetu remained unresponsive.

After additional commands were given by the deputies, Deputy [redacted] fired a second stun bag round under the direction of Sergeant Bowley. The second stun bag round struck Suspect Ewnetu's buttocks. Since Suspect Ewnetu did not move, Sergeant Bowley formed a contact team. On his own accord, Deputy [redacted] secured the stun bag shotgun in the trunk of Deputy Gannon's patrol vehicle. Deputy [redacted] did not witness what the contact team did because he stood by the trunk of the patrol vehicle. He later transported Deputy Lattuca to Century Sheriff's Station as instructed by a supervisor. He did not discuss the facts of this case with anyone, before he provided a statement to the Homicide investigators.

DEPARTMENT MEMBER INTERVIEWS:

Deputy Dale Wilmot:

On April 12, 2017, Homicide Sergeant Eric Arias interviewed Deputy Wilmot at Century Sheriff's Station. IAB Sergeant [redacted] was present during the interview. On March 14, 2018, IAB Sergeant Luan Dang interviewed Deputy Wilmot at the Internal Affairs Bureau. The interviews were recorded and transcribed. For complete statements made, more information, and precise wording, see attached verbatim interview transcriptions. The following narrative is a summary of both interviews:

On April 12, 2017, Deputy Wilmot worked a two-person unit as 213H, on the Early Morning shift with Deputy Rena Kambara. Deputies Wilmot and Kambara heard an assistance request on the radio regarding a deputy-involved-shooting. They were the second unit on scene, but Deputy Wilmot did not remember who arrived before them. Deputy Wilmot noticed the patrol vehicle was stopping about fifteen feet behind the Kia in the alley. He saw Deputy Gannon standing behind the open driver's door of the patrol vehicle, and Deputy Lattuca standing behind the open front passenger's door. Their guns were aiming toward the Kia.

Deputy Wilmot saw Suspect Ewnetu lying face down on the ground, next to the open driver's door of the Kia. Suspect Ewnetu's head was pointing east, and his hands were tucked under his body; otherwise, he was unresponsive. A few minutes later, Sergeant Bowley arrived on scene, devised a plan to safely approach and render first aid to Suspect Ewnetu. Sergeant Bowley directed Deputy [redacted] to fire two stun bag rounds at Suspect Ewnetu's body to see if he would react. Deputy Wilmot saw the rounds struck Suspect Ewnetu just above the hip, but Suspect Ewnetu remained unresponsive. He saw some deputies approach and clear the Kia on the passenger's side. He stood behind the driver's door of the patrol vehicle and joined the contact team afterward. They approached Suspect Ewnetu, rolled him over, and assessed his condition. He recalled Deputy Miguel Ruiz performed chest compressions on Suspect Ewnetu. Shortly thereafter, the paramedics arrived to render medical aid to Suspect Ewnetu. Once Suspect Ewnetu was pronounced dead by the Los Angeles County Fire Department, Deputy Wilmot provided security at the location.

Deputy Rena Kambara:

On April 12, 2017, Homicide Sergeant Eric Arias interviewed Deputy Kambara at Century Sheriff's Station. IAB Sergeant [redacted] was present during the interview. On March 14, 2018, IAB Sergeant Luan Dang interviewed Deputy Kambara at the Internal Affairs Bureau. The interviews were recorded and transcribed. For complete statements made, more information, and precise wording, see attached verbatim interview transcriptions. The following narrative is a summary of both interviews:

On April 12, 2017, Deputy Kambara worked a two-person unit as 213H, on the Early Morning shift with Deputy Wilmot. They heard an assistance request over the radio and immediately responded to the scene of the shooting. Deputy Kambara ran south into the alley and saw the patrol vehicle stopping approximately two or three car lengths behind a dark colored vehicle (Kia). Both vehicles were facing south. Deputy Kambara went to the passenger's side of the patrol vehicle. She did not recall whom she was talking to, but she learned Suspect Ewnetu was "down" adjacent to the Kia. She also learned the suspect's gun was in front of the patrol vehicle. From where she was standing, she could see part of Suspect Ewnetu's body, but could not see the aforementioned gun.

Within minutes after her arrival, Deputies Chuck Mejia, Christopher Quintero, John Hunziker, and Sergeant Bowley arrived on scene. The deputies gave Suspect Ewnetu numerous commands to show his hands, but he was unresponsive. Deputy Kambara heard Sergeant Bowley instruct Deputy [redacted] to fire two stun bag rounds at Suspect Ewnetu's body from the driver's side of the patrol vehicle. Because Deputy Kambara was standing on the passenger's side of the patrol vehicle, she aimed her gun at and kept her focus on the Kia's passenger side. She did not see Deputy [redacted] use the stun bag shotgun nor did she see the stun bag rounds strike Suspect Ewnetu's body. Using a shield, Deputies Kambara, Mejia, and Quintero cleared the Kia. Afterward, Deputy Kambara walked back to the passenger's side of the patrol vehicle. She later went to the south end of the alley to provide outer perimeter security.

Deputy Andrew Smith:

On April 12, 2017, Homicide Sergeant Eric Arias interviewed Deputy Smith at Century Sheriff's Station. IAB Sergeant [redacted] was present during the interview. On January 24, 2018, IAB Sergeant Luan Dang interviewed Deputy Smith at Century Sheriff's Station. The interviews were recorded and transcribed. For complete statements made, more information, and precise wording, see attached verbatim interview transcriptions. The following narrative is a summary of both interviews:

On April 11, 2017, Deputies Smith and [redacted] [redacted] worked the PM shift as unit 217E1. Deputy Smith was the driver, and Deputy [redacted] was the passenger. They were the first unit to arrive on scene. Deputy Smith believed he parked his vehicle at the opening of the alley on East 91st Street.

As Deputy Smith walked into the alley, he saw Deputy Gannon standing behind the driver's door and Deputy Lattuca standing behind the passenger's front door of the patrol vehicle. Their weapons were pointing south toward a vehicle (Kia) in front of them. Deputy Smith approached Deputy Gannon and saw Suspect Ewnetu lying on his left side, just outside the open driver's door of the Kia. He was facing away from them. Looking to the passenger's side of the patrol vehicle, Deputy Smith saw Deputy [redacted] standing next to Deputy Lattuca. Deputy Gannon told him about a gun on the pavement between the patrol vehicle and the Kia, but he did not immediately see it. Deputy Smith noticed Suspect Ewnetu was not moving, but saw steam rising from Suspect Ewnetu's body or the ground adjacent to his body. Within minutes, Sergeant Bowley and additional deputies arrived on scene. Deputy Smith heard Sergeant Bowley instruct one of the deputies to fire stun bag rounds at Suspect Ewnetu's legs. Deputy Smith heard the sounds of two stun bag rounds being fired, but only saw the second round hit Suspect Ewnetu's body. Deputy Smith did not see Suspect Ewnetu move.

Deputy Smith continued to hold Suspect Ewnetu at gun point while Sergeant Bowley and a team of deputies approached the passenger's side of the Kia. Once the Kia was cleared, Sergeant Bowley and another team of deputies approached Suspect Ewnetu to assess his condition. One of the deputies subsequently rendered medical aid to him. Deputy Smith took a containment position in an east/west alley that T-intersects with the alley where the shooting occurred (**see photographs attached at the end of Deputy Smith's IAB transcript**).

Deputy [redacted]:

On April 12, 2017, Homicide Detective Philip Guzman interviewed Deputy [redacted] at Century Sheriff's Station. IAB Sergeant Luan Dang was present during the interview. On January 24, 2018, IAB Sergeant Luan Dang interviewed Deputy [redacted] at Century Sheriff's Station. The interviews were recorded and transcribed. For complete statements made, more information, and precise wording, see attached verbatim interview transcriptions. The following narrative is a summary of both interviews:

On April 11, 2017, Deputies [redacted] and Smith worked on PM shift as unit 217E1. Deputy Smith was the driver, and Deputy [redacted] was the passenger. While on routine patrol, they heard an emergent radio traffic regarding a deputy-involved shooting incident. They were the first unit to arrive on scene. Deputy [redacted] saw a patrol vehicle in the alley with its rear facing amber lights on. He recalled the spots lights were pointing at the Kia, which was approximately fifteen feet in front of the patrol vehicle.

Deputy [redacted] approached Deputy Lattuca, who was standing behind the open passenger's door of the patrol vehicle for cover. He noticed Deputy Gannon was standing behind the open driver's door of the patrol vehicle. Deputies Gannon and Lattuca were pointing their guns at the Kia. Less than a minute after their arrival, additional deputies and Sergeant Jason Bowley arrived. Deputy [redacted] heard Sergeant Bowley discuss a plan to deploy the stun bag round(s) to see if Suspect Ewnetu would move before they made their approach. He heard Sergeant Bowley instruct a deputy to fire two stun bag rounds at Suspect Ewnetu. Deputy [redacted] did not know who fired the stun bag rounds nor did he see the rounds hit Suspect Ewnetu's body.

Once two stun bag rounds were fired, Deputy [redacted] assisted other deputies in clearing the Kia. While walking up to the Kia, he noticed its rear window and rear passenger's side window had sustained bullet-hole damages (*refer to **Deputy [redacted] IAB transcript, page 7***). Deputy [redacted] also saw Suspect Ewnetu lying on the ground, but only saw a portion of Suspect Ewnetu's legs. Deputy [redacted] saw a black semiautomatic handgun on the ground, between the front bumper of the patrol vehicle and the rear bumper of the Kia. Deputy [redacted] recalled deputies rendered medical aid to Suspect Ewnetu.

After Deputy [redacted] moved his unit out of the alley to allow the fire department access to the scene of the shooting, he placed police tape around the perimeter, and initiated a major incident log.

Deputy Christopher Quintero:

On April 12, 2017, Homicide Sergeant Eric Arias interviewed Deputy Quintero at Century Sheriff's Station. IAB Sergeant [redacted] was present during the interview. On March 14, 2018, IAB Sergeant Luan Dang conducted a follow up interview with Deputy Quintero at the Internal Affairs Bureau. The interviews were recorded and transcribed. For complete statements made, more information, and precise wording, see attached verbatim interview transcriptions. The following narrative is a summary of both interviews:

On April 12, 2017, Deputy Quintero worked a two-person unit as 217H, on the Early Morning shift with Deputy David Gonzales. Deputy Quintero was Deputy Gonzales' Field Training Officer. While patrolling in the area, Deputy Quintero heard an assistance request regarding a deputy-involved shooting incident. Deputy Quintero drove south on Compton Avenue and turned left onto East 91st Street, where he saw several units at the scene. Deputy Quintero told Deputy Gonzales to stay at the intersection to block vehicular and pedestrian traffic.

Deputy Quintero ran toward the alley and saw Deputies Gannon and Lattuca standing behind the open doors of their patrol vehicle. The patrol vehicle was facing south, and its rotator lights were on. He identified the following deputies at the scene: Deputies Wilmot, Kambara, [redacted], Mejia, Hunziker and possibly [redacted] Deputy Quintero approached Deputy Lattuca, who was standing on the passenger's side of the patrol vehicle. Deputy Quintero saw the Kia, which was stopped in front of the patrol vehicle.

Deputy Quintero learned Suspect Ewnetu was lying on the ground next to the driver's door of the Kia. The suspect's gun was on the ground between the Kia and the patrol vehicle. From his position, Deputy Quintero saw the aforementioned gun. He could only see part of Suspect Ewnetu's head, because his view was obstructed by the Kia. He recalled Sergeant Bowley formed a plan to clear the Kia. Numerous commands were given by the deputies telling Suspect Ewnetu to show his hands; however, he did not move. Deputy Quintero heard Sergeant Bowley order Deputy [redacted] to shoot Suspect Ewnetu with two stun bag rounds. He saw the use of the stun bag shotgun, but did not see the impact.

Deputy Quintero approached the passenger's side of the Kia with Deputies Mejia, Kambara, and Hunziker. Deputy Mejia was holding a shield as they cleared the Kia. Once done, Deputies Quintero, Mejia, [redacted], and Kambara retreated to the patrol vehicle. Deputies Quintero and Mejia walked around the back of the patrol vehicle to its driver's side. Deputy Quintero saw Suspect

Ewnetu lying face down on the ground. His head was pointing east, and his hands were under his body.

Deputies Quintero, Mejia, Wilmot, and Ruiz approached Suspect Ewnetu to check his pulse, and found none. They immediately rendered medical aid, until paramedics arrived. Deputy Quintero later instructed Deputy Gonzales to tape off the area and start a major incident log. Deputy Quintero provided security at the scene of the shooting, until he was relieved to provide his statement to the homicide investigators.

Deputy David Gonzales:

On January 24, 2018, IAB Sergeant Luan Dang interviewed Deputy Gonzales at Century Sheriff's Station. The interview was recorded and transcribed. For complete statements made, more information, and precise wording, see attached verbatim interview transcriptions. The following narrative is a summary of the interview:

On April 12, 2017, Deputy Gonzales worked a two-person unit as 217H, on the Early Morning shift with Deputy Christopher Quintero. Deputy Gonzales was on training, and Deputy Quintero was his Field Training Officer. Both deputies heard an emergent radio traffic, so they immediately responded to the location.

When he arrived at the scene, Deputy Gonzales walked on the south sidewalk of East 91st Street toward the opening of the alley. Deputy Gonzales saw a patrol vehicle stopped in the alley, approximately five or fifteen feet behind the Kia. He saw a couple of deputies standing by the passenger's side of the patrol vehicle. Deputy Gonzales did not walk into the alley, because Deputy Quintero instructed him to take a containment position on East 92nd Street, just south of the shooting scene. Deputy Gonzales drove to the containment position and heard the sound of a stun bag round being fired. Deputy Gonzales did not know who fired the stun bag. Later that morning, Deputy Gonzales canvassed the area for witnesses and completed his report.

Deputy Chuck Mejia:

On April 12, 2017, Homicide Sergeant Eric Arias interviewed Deputy Mejia at Century Sheriff's Station. IAB Sergeant [redacted] was present during the interview. On January 24, 2018, IAB Sergeant Luan Dang interviewed Deputy Mejia at Century Sheriff's Station. The interviews were recorded and transcribed. For complete statements made, more information, and precise wording, see attached verbatim interview transcriptions. The following narrative is a summary of both interviews:

On April 12, 2017, Deputy Mejia worked a two-person unit as 213F, on the Early Morning shift with Deputy [redacted] While on routine patrol, Deputy Mejia

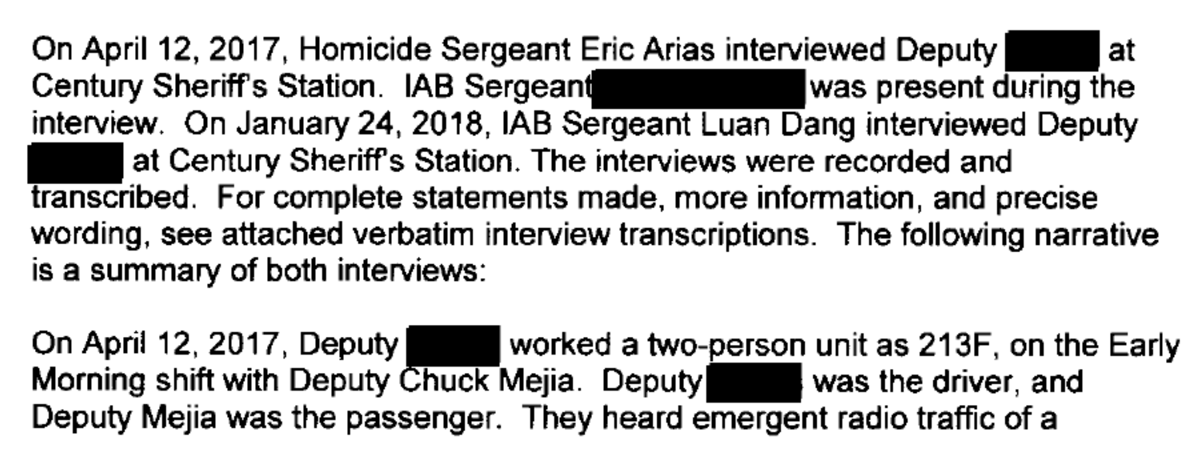
heard an assistance request over the radio regarding a deputy-involved shooting incident. They responded to the location. Deputy Mejia walked toward the scene of the shooting, as Deputy [redacted] remained at the intersection of Compton Avenue and East 91st Street to secure a containment position.

When Deputy Mejia walked into the alley, he saw a vehicle (Kia) stopped in the middle of the alley with a patrol vehicle behind it. Both vehicles were facing south, and they were approximately twenty feet apart. He saw several deputies standing on both sides of the patrol vehicle. He heard someone say, "Let me see your hands. Let's me see your hands." As he walked to the patrol vehicle, he saw Suspect Ewnetu lying face down on the ground with his hands under his torso.

Deputy Mejia heard someone ask for a shield, so he retrieved the shield from Sergeant Bowley's vehicle, which was parked on East 91st Street, approximately ten yards west of the alley. While he was at Sergeant Bowley's vehicle, Deputy Mejia heard one stun bag round being fired. Deputy Mejia did not know who fired the stun bag shotgun, but heard someone shouting warnings just before the stun bag round was fired.

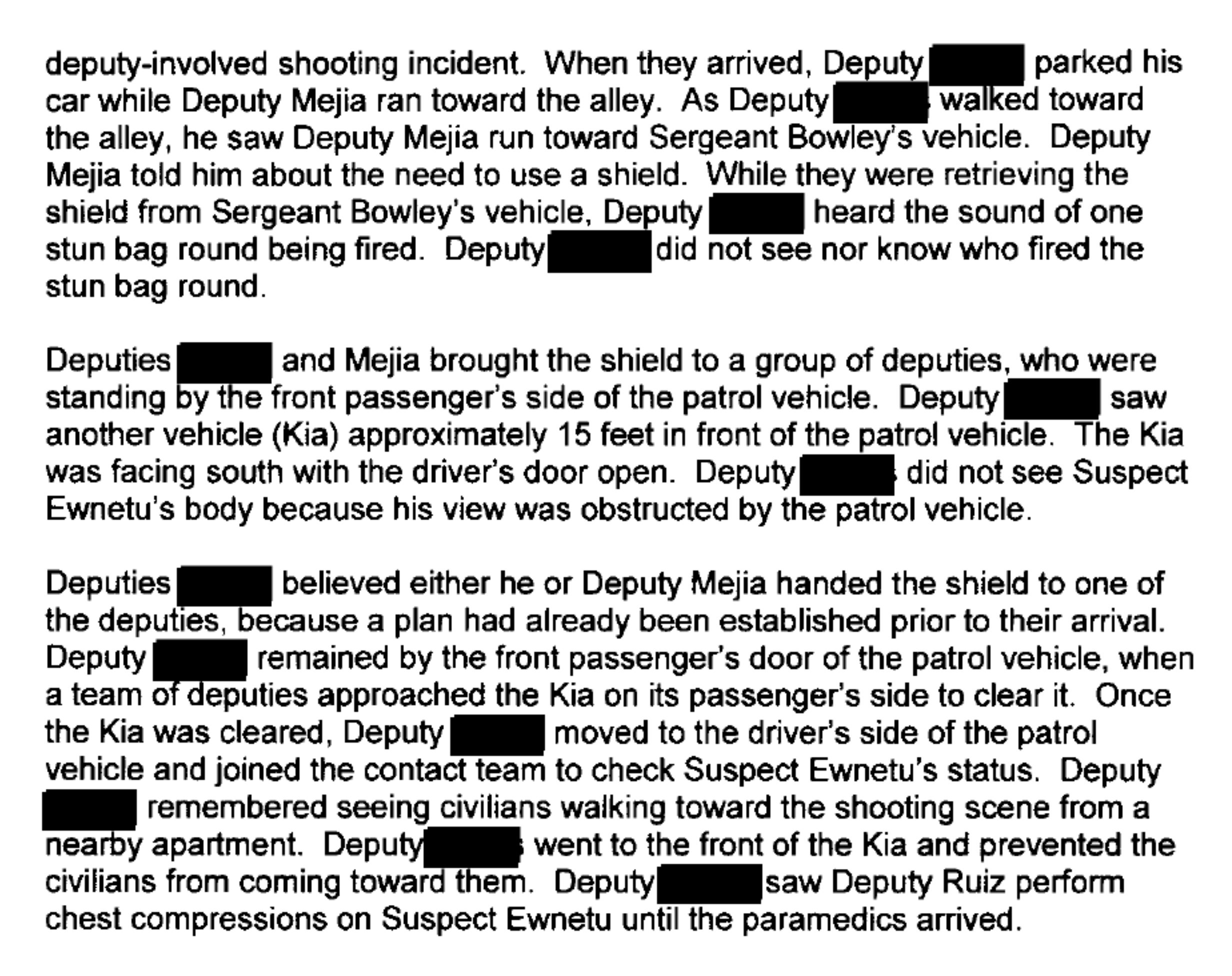
Deputy Mejia could not remember who or how many deputies went with him to clear the Kia after the use of the stun bag shotgun. He approached the Kia along its passenger's side, and it took them less than twenty seconds to clear it. Once the Kia was cleared, Deputy Mejia walked to the back of the Kia and moved toward its driver's side. There, he saw some of the deputies contact and search Suspect Ewnetu's body for weapons, but he did not remember their identities. His focus was on some civilians walking toward the shooting scene from the south end of the alley. Deputy Mejia went to the front of the Kia and stopped those civilians from advancing on them. Deputy Mejia looked back and saw one of the deputies performing chest compression on Suspect Ewnetu. He recalled the paramedics arrived and rendered medical aid to Suspect Ewnetu. A barrier was placed around Suspect Ewnetu's body after he was pronounced dead.

Deputy [redacted]



On April 12, 2017, Homicide Sergeant Eric Arias interviewed Deputy [redacted] at Century Sheriff's Station. IAB Sergeant [redacted] was present during the interview. On January 24, 2018, IAB Sergeant Luan Dang interviewed Deputy [redacted] at Century Sheriff's Station. The interviews were recorded and transcribed. For complete statements made, more information, and precise wording, see attached verbatim interview transcriptions. The following narrative is a summary of both interviews:

On April 12, 2017, Deputy [redacted] worked a two-person unit as 213F, on the Early Morning shift with Deputy Chuck Mejia. Deputy [redacted] was the driver, and Deputy Mejia was the passenger. They heard emergent radio traffic of a



deputy-involved shooting incident. When they arrived, Deputy [redacted] parked his car while Deputy Mejia ran toward the alley. As Deputy [redacted] walked toward the alley, he saw Deputy Mejia run toward Sergeant Bowley's vehicle. Deputy Mejia told him about the need to use a shield. While they were retrieving the shield from Sergeant Bowley's vehicle, Deputy [redacted] heard the sound of one stun bag round being fired. Deputy [redacted] did not see nor know who fired the stun bag round.

Deputies [redacted] and Mejia brought the shield to a group of deputies, who were standing by the front passenger's side of the patrol vehicle. Deputy [redacted] saw another vehicle (Kia) approximately 15 feet in front of the patrol vehicle. The Kia was facing south with the driver's door open. Deputy [redacted] did not see Suspect Ewnetu's body because his view was obstructed by the patrol vehicle.

Deputies [redacted] believed either he or Deputy Mejia handed the shield to one of the deputies, because a plan had already been established prior to their arrival. Deputy [redacted] remained by the front passenger's door of the patrol vehicle, when a team of deputies approached the Kia on its passenger's side to clear it. Once the Kia was cleared, Deputy [redacted] moved to the driver's side of the patrol vehicle and joined the contact team to check Suspect Ewnetu's status. Deputy [redacted] remembered seeing civilians walking toward the shooting scene from a nearby apartment. Deputy [redacted] went to the front of the Kia and prevented the civilians from coming toward them. Deputy [redacted] saw Deputy Ruiz perform chest compressions on Suspect Ewnetu until the paramedics arrived.

<u>Deputy Miguel Ruiz:</u>

On April 12, 2017, Homicide Detective Philip Guzman interviewed Deputy Ruiz at Century Sheriff's Station. IAB Sergeant Luan Dang was present during the interview. On March 7, 2018, IAB Sergeant Luan Dang interviewed Deputy Ruiz at the Internal Affairs Bureau. The interviews were recorded and transcribed. For complete statements made, more information, and precise wording, see attached verbatim interview transcriptions. The following narrative is a summary of both interviews:

On April 12, 2017, Deputy Ruiz worked a two-person unit as 216H, on the Early Morning shift with Deputy John Hunziker. Deputy Hunziker was the driver, and Deputy Ruiz was the passenger. While on patrol, they heard an assistance request over the radio regarding a deputy-involved shooting incident. They responded and noticed several deputies and Sergeant Bowley had already arrived on scene. He walked into the alley and saw a patrol vehicle stopped behind a black car (Kia). Deputy Ruiz saw Deputies Gannon and Lattuca had taken cover behind the front passenger's side of the patrol vehicle. He noticed the Kia was approximately one car length in front of the patrol vehicle. Both vehicles were facing south, and the Kia had sustained damage to its rear

window. Deputy Ruiz saw Suspect Ewnetu lying on the ground on his chest. He was facing south, and his hands were under his body by his waistband.

Deputy Ruiz heard Sergeant Bowley ask for a stun bag shotgun, so he went to Deputy Gannon's patrol vehicle and removed a stun bag shotgun from the trunk. Deputy Ruiz handed the stun bag shotgun to Deputy [redacted]. Deputy Ruiz remained by the trunk of the patrol vehicle as Deputy [redacted] walked to the front and met with a team of deputies by the driver's door.

During his interview with the Homicide investigators, Deputy Ruiz said he stood by the passenger's side of the patrol car when a team of deputies cleared the Kia. Afterward, he heard two stun bag rounds go off. Deputy Ruiz heard Sergeant Bowley order Deputy [redacted] to shoot the stun bag rounds at Suspect Ewnetu, but he did not witness the actual shooting of the stun bag shotgun. During his interview with the IAB investigator, Deputy Ruiz could not remember if a team of deputies cleared the Kia before he heard the stun bag rounds fire or vice versa. He recalled being part of the contact team with Deputy Quintero.

Deputy Ruiz approached Suspect Ewnetu's position from the driver's side of the patrol vehicle. He and Deputy Quintero were the designated contact deputies. He grabbed one of Suspect Ewnetu's hands and placed it behind his back. He checked Suspect Ewnetu's pulse, but found none. Deputy Ruiz rolled Suspect Ewnetu over and performed chest compressions. About 30 seconds later, the paramedics arrived and took over the life-saving effort. Deputy Ruiz recalled seeing a black semi-automatic handgun between the Kia and the patrol vehicle.

Deputy John Hunziker:

On April 12, 2017, Homicide Detective Philip Guzman interviewed Deputy Hunziker at Century Sheriff's Station. IAB Sergeant Luan Dang was present during the interview. On March 7, 2018, IAB Sergeant Luan Dang interviewed Deputy Hunziker at the Internal Affairs Bureau. The interviews were recorded and transcribed. For complete statements made, more information, and precise wording, see attached verbatim interview transcriptions. The following narrative is a summary of both interviews:

On April 12, 2017, Deputy Hunziker worked a two-person unit as 216H, on the Early Morning shift with Deputy Ruiz. Deputy Hunziker was the driver, and Deputy Ruiz was the passenger. They heard emergent radio traffic regarding a deputy-involved-shooting incident. They immediately responded to the location, and were the first unit to arrive on scene.

Upon his arrival, Deputy Hunziker saw a patrol vehicle parked approximately five to seven feet behind a black Kia. Both vehicles were facing south toward East 92nd Street. The front doors of the patrol vehicle were open. Deputy Gannon was standing behind the front driver's door of the patrol vehicle, while Deputy

Lattuca was standing behind the front passenger door. Deputies Gannon and Lattuca were pointing their weapons south toward the Kia.

Deputy Hunziker went to Deputy Gannon, but did not have a chance to speak with him. Deputy Hunziker saw Suspect Ewnetu lying face down on the ground on the left side of the Kia. Suspect Ewnetu's hands were tucked under his body. His head was pointing east, and his feet pointed west. Because numerous deputies were coming to the driver's side of the patrol vehicle, Deputy Hunziker walked to the passenger's side and stood by Deputy Lattuca. There, he noticed several bullet holes in the rear window and the rear passenger side window of the Kia. Once additional deputies arrived on scene with Sergeant Bowley, the deputies gave numerous commands to Suspect Ewnetu, telling him to show his hands. Suspect Ewnetu did not respond. Deputy Hunziker heard other deputies talking about Suspect Ewnetu's "moving" or "breathing."

Deputy Hunziker heard Sergeant Bowley devise a plan and ask for a stun bag shotgun. Deputy Hunziker heard Deputy [redacted] give two loud verbal warnings before Deputy [redacted] fired two stun bag rounds at Suspect Ewnetu, under the direction of Sergeant Bowley. Because Deputy Hunziker was standing on the passenger's side, he did not know if the rounds hit Suspect Ewnetu. After the two stun bag rounds were fired, Deputy Hunziker approached the passenger's side of the Kia with Deputy Ruiz and two other deputies. He could not remember if they used a shield to clear the Kia. Afterward, Deputy Hunziker retreated and walked between two vehicles to the driver's side of the Kia. He saw a group of deputies "outflank" him to contact Suspect Ewnetu. Deputy Hunziker stopped advancing forward and stood by the rear bumper of the Kia. He later saw Deputy Ruiz render medical aid to Suspect Ewnetu.

Deputy [redacted]:

On January 24, 2018, IAB Sergeant Luan Dang interviewed Deputy [redacted] at Century Sheriff's Station. The interview was recorded and transcribed. For complete statements made, more information, and precise wording, see attached verbatim interview transcriptions. The following narrative is a summary of the interview:

On April 12, 2017, Deputy [redacted] worked a two-person unit as 217H, on the Early Morning shift with Deputy Charles Darensbourg. Deputy [redacted] was the driver, and Deputy Darensbourg's Field Training Officer. Deputy [redacted] heard a radio traffic regarding a deputy-involved shooting incident. Deputy [redacted] estimated his emergency response time was more than five minutes.

When he arrived at the location, Deputy [redacted] saw eight or ten deputies with Sergeant Bowley. In the alley, Deputy [redacted] saw a black vehicle (Kia) stopped in front of the patrol car, and both vehicles were facing south. He also saw Suspect Ewnetu lying next to the driver's door of the Kia, but he could not

remember if Suspect Ewnetu was lying face up or down. Suspect Ewnetu's head was pointing to the southeast direction, and his feet were pointing to the northwest direction. He saw a gun on the pavement between the Kia and the patrol car. He spoke with Deputies Gannon and Lattuca and learned Suspect Ewnetu was shot during the traffic stop. He learned Sergeant Bowley directed Deputy [redacted] to use of the stun bag shotgun after the shooting. Deputy [redacted] obtained preliminary information and assisted Deputy Darensbourg in his preparation of the first report.

Deputy Charles Darensbourg:

On March 14, 2018, IAB Sergeant Luan Dang interviewed Deputy Darensbourg at the Internal Affairs Bureau. The interview was recorded and transcribed. For complete statements made, more information, and precise wording, see attached verbatim interview transcriptions. The following narrative is a summary of the interview:

On April 12, 2017, Deputy Darensbourg worked a two-person unit as 214H, with his training officer, Deputy [redacted]. While on routine patrol, they heard radio traffic of a deputy-involved shooting incident and responded to the scene. While driving to the scene, Deputy Darensbourg heard someone asking for paramedics to respond. When he arrived, Deputy Darensbourg spoke with personnel from the fire department and learned Suspect Ewnetu was fatally shot. Deputy Darensbourg spoke with the involved deputies to obtain preliminary information for his first report. Deputy Darensbourg did not witness the stun bag deployment.

Sergeant Jason Bowley:

On April 12, 2017, Homicide Detective Philip Guzman interviewed Sergeant Bowley at Century Sheriff's Station. IAB Sergeant Luan Dang was present during the interview. On February 21, 2018, IAB Sergeant Luan Dang interviewed Sergeant Bowley at the Internal Affairs Bureau. On April 26, 2018, Sergeant IAB Sergeant Dang conducted a follow up interview with Sergeant Bowley at the Internal Affairs Bureau. All three interviews were recorded and transcribed. For complete statements made, more information, and precise wording, see attached verbatim interview transcriptions. The following narrative is a summary of all interviews:

On April 12, 2017, Sergeant Bowley worked as the field sergeant for the EM shift as unit 216S. While on routine patrol, Sergeant Bowley heard emergent radio traffic regarding a deputy-involved shooting incident. He was one of the first units to arrive at the scene. Sergeant Bowley parked his vehicle on East 91st Street, west of the alley. He ran toward the alley and saw both Deputies Gannon and Lattuca using their patrol vehicle for cover. The deputies' guns were pointing toward a vehicle (Kia) in front of them. Deputy Gannon was standing on the

driver's side, and Deputy Lattuca was on the passenger's side of the patrol vehicle. The Kia was stopped approximately 15 feet in front of them.

Next to the open driver's door of the Kia, a male adult (Suspect Ewnetu) was lying on the ground, on his stomach. Sergeant Bowley did not know the status of Suspect Ewnetu. Sergeant Bowley spoke with Deputy Gannon and learned both Deputies Gannon and Lattuca had fired their weapons at Suspect Ewnetu. He knew both Deputies Gannon and Lattuca were uninjured as he obtained their public safety statements. Sergeant Bowley also learned Suspect Ewnetu had used a firearm against the deputies, which led to the deputy-involved shooting. However, Sergeant Bowley had not seen Suspect Ewnetu's gun at this point. Neither deputies could tell him if there was anyone else in the Kia.

He heard the responding deputies give Suspect Ewnetu numerous commands to show his hands, but Suspect Ewnetu was unresponsive. Sergeant Bowley formulated a plan to safely clear the Kia first because 1) Suspect Ewnetu did not comply to verbal commands, 2) the weapon was not in view and presumably was still in his possession and a threat to the deputies, and 3) it was unknown if anyone was inside the Kia, who could attack the deputies, or be in need of help. Sergeant Bowley's plan included the use of a shield and a stun bag shotgun.

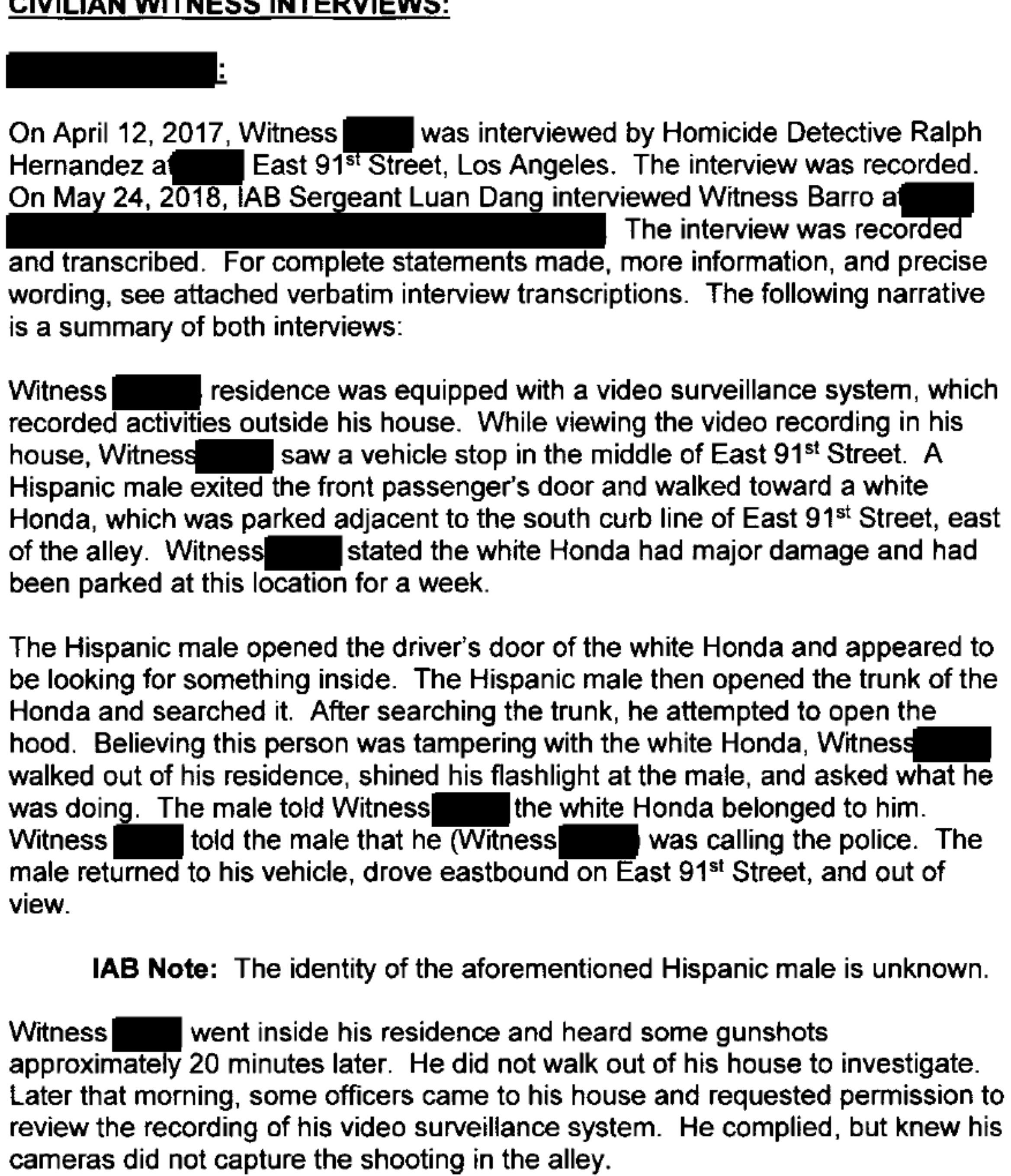
Sergeant Bowley instructed Deputy [redacted] to fire a stun bag round at Suspect Ewnetu's lower extremities to see if he would or could react. Next, a team of deputies would use the shield to approach and clear the Kia on the passenger's side. After that, a team of deputies would use the shield to approach Suspect Ewnetu to ascertain his status and render medical aid as necessary. Sergeant Bowley made sure the deputies understood his plan by talking to them in person and asking them to repeat the plan to him. He did not want a "contagious" gunfire incident. Sergeant Bowley formed a team on the passenger's side of the patrol car and instructed a deputy to retrieve the shield from his (Sergeant Bowley's) vehicle. Sergeant Bowley instructed Deputy [redacted] to fire one stun bag round at Suspect Ewnetu's lower extremities, by the feet area.

> **IAB Note:** Sergeant Bowley advised deputies on scene about a stun bag shotgun being deployed on Dispatch-4 **[EXHIBIT C]**.

Sergeant Bowley did not see where the first stun bag round striked. Deputy [redacted] told him the stun bag round missed its intended target. Since Suspect Ewnetu did not react after the first stun bag round was fired, Sergeant Bowley instructed Deputy [redacted] to fire a second stun bag round. Sergeant Bowley heard a loud smacking sound when the second stun bag round struck Suspect Ewnetu's body. Suspect Ewnetu did not "flinch" after the impact.

Next, Sergeant Bowley and a team of deputies cleared the Kia with the shield. It took them less than a minute to complete this task. Sergeant Bowley formed another team to contact Suspect Ewnetu, using the shield. They approached

Suspect Ewnetu and learned he did not have a pulse. Sergeant Bowley instructed the deputies not to handcuff Suspect Ewnetu. The deputies rendered medical aid to Suspect Ewnetu until the paramedics arrived. Sergeant Bowley escorted Deputies Gannon and Lattuca away from the shooting scene. Both deputies were sequestered and transported to Century Sheriff's Station.



CIVILIAN WITNESS INTERVIEWS:

[redacted]:

On April 12, 2017, Witness [redacted] was interviewed by Homicide Detective Ralph Hernandez at [redacted] East 91st Street, Los Angeles. The interview was recorded. On May 24, 2018, IAB Sergeant Luan Dang interviewed Witness Barro at [redacted] The interview was recorded and transcribed. For complete statements made, more information, and precise wording, see attached verbatim interview transcriptions. The following narrative is a summary of both interviews:

Witness [redacted] residence was equipped with a video surveillance system, which recorded activities outside his house. While viewing the video recording in his house, Witness [redacted] saw a vehicle stop in the middle of East 91st Street. A Hispanic male exited the front passenger's door and walked toward a white Honda, which was parked adjacent to the south curb line of East 91st Street, east of the alley. Witness [redacted] stated the white Honda had major damage and had been parked at this location for a week.

The Hispanic male opened the driver's door of the white Honda and appeared to be looking for something inside. The Hispanic male then opened the trunk of the Honda and searched it. After searching the trunk, he attempted to open the hood. Believing this person was tampering with the white Honda, Witness [redacted] walked out of his residence, shined his flashlight at the male, and asked what he was doing. The male told Witness [redacted] the white Honda belonged to him. Witness [redacted] told the male that he (Witness [redacted] was calling the police. The male returned to his vehicle, drove eastbound on East 91st Street, and out of view.

> **IAB Note:** The identity of the aforementioned Hispanic male is unknown.

Witness [redacted] went inside his residence and heard some gunshots approximately 20 minutes later. He did not walk out of his house to investigate. Later that morning, some officers came to his house and requested permission to review the recording of his video surveillance system. He complied, but knew his cameras did not capture the shooting in the alley.

[redacted]:

On April 12, 2017, Witness [redacted] was interviewed by Homicide Detective Ralph Hernandez at [redacted] East 91st Street, Los Angeles. The interview was recorded and later transcribed by IAB investigators. On May 9, 2018, IAB investigators spoke to Witness [redacted] via telephone. Witness [redacted] told IAB investigators he did not want to be recorded and did not remember the shooting. Witness [redacted] refusal was recorded but not transcribed.

During his interview with the Homicide investigators, Witness [redacted] said he was awaken by his [redacted], Ms. [redacted] after she heard the sounds of gunfire. He went outside with Mr. [redacted], and they heard the deputies telling them to get back into their apartment. Shortly thereafter, he heard two additional gunshots. Witness [redacted] did not know if the deputies were shooting at the car (Kia) or not. He said, "The body was already on the floor." He recalled deputies were "blinding" them with the lights. For complete statements made, more information, and precise wording, see attached verbatim interview transcriptions from Homicide Detective Hernandez. Witness [redacted] interview is summarized by Homicide Detective Hernandez in **[EXHIBIT A, page 143]**.

[redacted]

On April 12, 2017, Witness [redacted] was interviewed by Homicide Detective Ralph Hernandez at [redacted] 91st Street, Los Angeles. During this interview, the Homicide investigators learned Witness [redacted] tried to record the event with his cellular phone; however, it was not working. His interview is summarized by Homicide Detective Hernandez in **[EXHIBIT A, page 143]**. The Homicide interview was recorded and later transcribed by IAB investigators. On May 9, 2018, IAB investigators spoke to Witness [redacted] via telephone. Witness [redacted] told IAB investigators that Witness [redacted] lived at the location with him and was present at that time. IAB investigators requested to speak with Witness [redacted] Witness [redacted] told IAB investigators that he is the legal guardian of Witness [redacted] and Witness [redacted] did not want to talk.

> **IAB Note:** At the time of this investigation, Witness [redacted] was 16 years old.

DISTRICT ATTORNEY'S LETTER OF OPINION

The Justice System Integrity Division of the Los Angeles County District Attorney's Office reviewed the fatal shooting of Suspect Ewnetu. In their Letter of Opinion **[EXHIBIT B]**, dated September 20, 2017, Deputy District Attorney Shannon Presby concluded Deputies Lattuca and Gannon acted lawfully in self-defense when they used deadly force against Zelalem Ewnetu. There would be no further action from the District Attorney's Office.

INVOLVED EMPLOYEE AND WORK HISTORY

Timothy Gannon, Deputy Sheriff, #[redacted]
Central Patrol Division
Century Sheriff's Station

Work History

Date of Employment: March 7, 2007
Date Assigned to Century Sheriff's Station: December 1, 2013
Date Completed Patrol Training:  [redacted]
Prior Shooting incident(s):
Prior Founded Force Incidents:

Equipment Worn On Person

Oleoresin Capsicum (OC) Spray
Two magazine pouches with magazines
One magazine pouch (between two handcuff cases) with no magazine
Expandable Baton (ASP)
Radio
Two handcuff cases
Beretta 92F
Smith and Wesson .38 Airweight five shot revolver (front left pocket)
X-26 Taser

Shane Lattuca, Deputy Sheriff, # [redacted]
Central Patrol Division
Century Sheriff's Station

Work History

Date of Employment: July 11, 2013
Date Assigned to Century Sheriff's Station: December 18, 2016
Date Completed Patrol Training: [redacted]
Prior Shooting incident(s):
Prior Founded Force Incidents:
Equipment Worn On Person

Oleoresin Capsicum (OC) Spray
Two magazine pouches with magazines
Radio
Expandable Baton (ASP)
Two handcuff cases
One magazine pouch with magazine in the back between the handcuff cases
Smith & Wesson M&P

Smith and Wesson .38 two-inch five shot revolver (in front left pocket)
Flashlight
Knife

[redacted], Deputy Sheriff [redacted]
Central Patrol Division
Century Sheriff's Station

Work History

Date of Employment: [redacted]
Date Assigned to Century Sheriff's Station: [redacted]
Date Completed Patrol Training: [redacted]
Prior Shooting incident(s): [redacted]
Prior Founded Force Incidents: [redacted]



Equipment Worn On Person

Oleoresin Capsicum (OC) Spray
Two magazine pouches with magazines
Expandable Baton (ASP)
Radio
Two handcuff cases
Smith & Wesson M&P
Smith and Wesson .38 two-inch five shot revolver (in front left pocket)

SUSPECT INFORMATION

Zelalem Eshetu Ewnetu
Male, Black, DOB: May 6, 1988, 5'11", 160 pounds
[redacted]
CII [redacted]; FBI # [redacted]

> **IAB Note:** Suspect Ewnetu's criminal history showed [redacted] **[Miscellaneous Documents]**

SUSPECT'S INJURIES

Suspect Ewnetu sustained four gunshot wounds. One bullet entered the upper left back, pierced through the left lung, the heart, the right lung, and it was recovered from the chest wall. The second bullet entered and exited the upper right arm, entered the chest striking the right lung, and it was recovered from the chest cavity. The third bullet entered and exited the upper right arm, re-entered the right abdomen, and it was recovered from the left abdomen wall. There were entry and exit wounds on the upper back of the right forearm, and no bullet was

recovered for this injury. For further information, refer to Suspect Ewnetu's Autopsy Report **[EXHIBIT A, page 183].**

DEPUTY PERSONNEL INJURIES

None

PHYSICAL EVIDENCE

All physical evidence was located and collected by Homicide Detectives John Carlin and Ralph Hernandez. They were assisted by Forensic Identification Specialists Michelle Acevedo and Susanna Baker from the Sheriff's Crime Lab. For descriptions of the evidence collected and where it was collected, see the Homicide Investigation Book **[EXHIBIT A, pages 27-38]**.

INVESTIGATOR'S OBSERVATIONS

Three hours transpired from the shooting to IAB Investigator's observations. The scene is described in detail by Homicide Detectives John Carlin and Ralph Hernandez **[EXHIBIT A, pages 33-34]**. Their description of the scene was consistent with IAB Investigators' observations. The scene was also photographed by the Sheriff's Crime Lab personnel **[EXHIBIT E]**.

WEAPONS USED BY DEPUTIES GANNON, LATTUCA, AND [redacted]

Deputy Gannon fired two rounds of Department issued 9mm ammunition from his Department issued Berreta 92F, semiautomatic pistol. The firearm was examined by Senior Criminalist Phil Teramoto of the Scientific Services Firearms Identification Section and found to be functional **[EXHIBIT A, pages 147-149]**.

Date last qualified: [redacted]
Date last trained with weapon:

Deputy Lattuca fired 11 rounds of Department issued 9mm ammunition from his Department issued Smith & Wesson M&P, semiautomatic pistol. The firearm was examined by Senior Criminalist Anny Wu of the Scientific Services Firearms Identification Section and found to be functional **[EXHIBIT A, pages 147-149**).

Date last qualified: [redacted]
Date last trained with weapon:

Deputy [redacted] fired two rounds of Department issued bean bag ammunition from the Department approved Remington, Model 870, Police Magnum, 12 Gauge pump action shotgun. The shotgun was examined by Senior Criminalist Anny Wu of the Scientific Services Firearms Identification Section and found to be functional **[EXHIBIT A, pages 147-149]**.

Thirteen expended 9mm casings were recovered at the scene **[EXHIBIT A, page 169]**.

Three bullets were recovered from Suspect Ewnetu's body **[EXHIBIT A, pages 184-185]**. All three bullets recovered from Suspect Ewnetu's body came from Deputy Lattuca's weapon **[EXHIBIT A, page 163]**. Four bullets were recovered from Suspect Ewnetu's vehicle **[EXHIBIT A, page 160, EV-22 to EV-25].** IAB investigators learned the four aforementioned bullets also came from Deputy Lattuca's weapon.

Deputy [redacted] shot two stun bag rounds at Suspect Ewnetu's legs and torso. Two bean bags were recovered from the scene **[EXHIBIT A, Page 29]**.

WEAPONS USED BY SUSPECT EWNETU

Smith and Wesson, semi-automatic, blue steel model #SW40F, Serial #[redacted].

PROPERTY DAMAGE BY SUSPECT EWNETU

None.

CRIMINAL INVESTIGATORS AND CHARGES FILED

The criminal investigation into the shooting was handled by Homicide Detectives Michael Valento and John Duncan of the Los Angeles County Sheriff's Department's Homicide Bureau. No charges were filed.

LIGHTING AND WEATHER CONDITIONS

There was no external light source in the north/south alley. All light sources came from Deputies Gannon and Lattuca's patrol vehicle and their personal flashlights. The weather was damp, but clear and cool. Moisture and morning dew were seen on the patrol vehicle and the Kia.